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February 8, 2008

BY FACSIMILE (212) 805-0426

Honorable Laura T. Swain United States District Judge United States District Court Southern District of New York 500 Pearl Street New York, New York 10007

Re: Double Happiness Shipping Company Limited v.

Cosmotrade Exports S.A.

(LTS)

07civ. 4615 (LTS)

Our Ref.: 127573-00601

Dear Judge Swain:

We represent Plaintiff, Double Happiness Shipping Company Limited, in the referenced action. We write this letter on behalf of both Plaintiff and the Defendant to request that the Court amend the briefing schedule on Defendant's Motion for Countersecurity filed on January 18, 2008.

Briefly, this is a maritime Rule B action in which Plaintiff has sought and obtained security in respect of claims currently pending in London arbitration. Defendant has moved for countersecurity in respect of its counterclaims in the arbitration. The parties originally agreed to a briefing schedule, approved by this Court, by which Plaintiff's response to the motion would be due by February 1, 2008 and Defendant's reply papers would be due by February 7, 2008.

Subsequent to Defendant's filing of its motion, developments have occurred in the arbitration which may directly impact the present motion. The parties are currently considering whether it makes sense to adjourn further consideration of this motion pending resolution of certain issues in the arbitration. In the meantime, while the parties are negotiating this issue, they have agreed to temporarily adjourn Plaintiff's deadline to put in its response papers.



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Accordingly, the parties request that the briefing schedule be temporarily adjourned <u>sine</u> <u>die</u>, with the parties to provide an updated proposed briefing schedule on or before February 15, 2008.

Very truly yours,

Thomas H. Belknap, Jr.

THB:aea

cc: <u>Via Facimile</u> (212) 425-1901 Peter J. Gutowski, Esq.

Freehill Hogan & Mahar LLP

The request is granted.

SO ORDERED.

IN THE STATES DISTRICT JUDGE